1 2 3 4 5 6 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 7 AT TACOMA 8 JERRY BERGMAN, No. C11-5022 RBL/KLS 9 Plaintiff, 10 v. ORDER ADOPTING REPORT AND RECOMMENDATION 11 DEBRA A. STIGALL, 12 Defendant. 13 The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen 14 L. Strombom, objections to the report and recommendation, if any, and the remaining record, 15 does hereby find and **ORDER**: 16 17 The Court adopts the Report and Recommendation. (1) 18 Plaintiff's action is **DISMISSED WITHOUT PREJUDICE** pursuant to Rule (2) 41(a)(1) of the Federal Rules of Civil Procedure. 19 The Clerk is directed to send copies of this Order to Plaintiff and to the Hon. (3) 20 Karen L. Strombom. 21 **DATED** this 3rd day of March, 2011. 22 23 24 25 RONALD B. LEIGHTON UNITED STATES DISTRICT JUDGE 26

ORDER - 1